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Chapter 7 Trustee

**IN THE UNITED STATES BANKRUPTCY COURT
DISTRICT OF UTAH, CENTRAL DIVISION**

In re

BITEX, LLC,

Debtor.

Bankruptcy No. 20-24133 (JTM)

Chapter 7

**TRUSTEE'S EX PARTE MOTION FOR RULE 2004
EXAMINATION OF JAMES WOLFGRAMM**

Philip G. Jones, in his capacity as Chapter 7 Trustee (the "Trustee") of the
bankruptcy estate of Bitex, LLC (the "Debtor"), respectfully represents:

1. The Debtor commenced this case under Chapter 7 of the Bankruptcy
Code by filing a voluntary petition on July 8, 2020 (the "Case"). The Trustee was
appointed as Trustee of the Debtor's bankruptcy estate (the "Estate").

2. The Trustee is informed and believes that James Wolfgramm has
information regarding the financial affairs, assets and liabilities of the Debtor's estate in
which the Trustee may claim an interest.

3. The Federal Rule of Bankruptcy Procedure 2004 provides in pertinent part:

(a) *Examination on Motion*. On motion of any party in interest, the court may order the examination of any entity.

(b) *Scope of Examination*. The examination of an entity under this rule or of the debtor under § 343 of the Code may relate only to the acts, conduct, or property or to the liabilities and financial condition of the debtor, or to any matter which may affect the administration of the debtor's estate, or to the debtor's right to a discharge. . . .

4. James Wolfgramm is believed to have information concerning financial affairs and matters which may affect the administration of the Debtor's estate.

5. In order to preserve and protect the assets of the Debtor, and to investigate potential claims of the Debtor's estate, the Trustee deems it essential to conduct the examination of James Wolfgramm.

6. James Wolfgramm will receive not less than fourteen (14) days written notice of the examination and attendance of James Wolfgramm for examination and the production of documents (if sought) will comply with Fed. R. Bankr. R. 2004(c).

WHEREFORE, the Trustee requests that he be authorized to examine James Wolfgramm in accordance with the provisions of Federal Rule of Bankruptcy Procedure 2004.

DATED: May 24, 2021

COHNE KINGHORN, PC

/s/ George B. Hofmann

GEORGE B. HOFMANN

Attorneys for Trustee